

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office

MAY 29 1974

Returned to applicant for correction

Corrected application filed

Map filed

MAY 23 1974

The applicant Arvin E. and Wanda L. Boerlin, as Joint Tenants

Kings Canyon Road

of

Carson City

Street and No. or P.O. Box No.

City or Town

Nevada 89701

State and Zip Code No.

, hereby make application for permission to change the

Point of Diversion and Place of Use of a Portion

of water heretofore appropriated under Civil Decree of the District Court of the Second

Judicial District of Nevada dated November 14, 1885, pertaining to

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

King's Canyon Creek and Gregory Canyon Creek and Ash Canyon Creek.

Right being transferred is a portion of the Bath and Robison Right
(William H. Long).

1. The source of water is King's Canyon Creek.

Name of stream, lake or other source.

2. The amount of water to be changed 4.0 Acre Feet annually (see remarks).

Second feet, acre feet.

3. The water to be used for irrigation.

If for stock state number and kind of animals.

4. The water heretofore used for irrigation.

If for stock state number and kind of animals.

5. The water is to be diverted at the following point NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 23, T.15N., R.19E.

M.D.B.&M., or at a point from which the NE corner of said Section

Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be

23 bears N. 50° 10' 08" E., 1916 feet.

stated.

6. The existing point of diversion is located within NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 13, T.15N., R.19E.,

or at a point from which the SW corner of said Section 13 bears

If point of diversion is not changed, do not answer.

S. 50° 20' 12" W., 2476 feet.

7. Proposed place of use approximately 3.1 acres in a portion of the NW $\frac{1}{4}$ NE $\frac{1}{4}$

Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

Section 23, T.15N., R.19E., M.D.B.&M. (See supporting map).

8. Existing place of use One (1) acre in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 13, T.15N.,

Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.

R.19E., M.D.B.&M. (See supporting map).

9. Use will be from January 1 to December 31 of each year.

Day and Month

Day and Month

10. Use has been from January 1 to December 31 of each year.

Day and Month

Day and Month

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and

specifications of your diversion or storage works.) Small (2') dam in natural channel,

State manner in which water is to be diverted, whether by dam or other works,

pumps and pump box, pipelines and sprinklers.

whether through pipes, ditches, flumes, or other conduits.

12. Estimated cost of works..... Approximately \$2,000.
13. Estimated time required to construct works..... two (2) years.
14. Estimated time required to complete the application of water to beneficial use..... three (3) years.
15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Continuous gaged records of flow on Kings Canyon Creek are not available. SCS estimates the 50% chance flow to be 1050 Ac.Ft. annually hence 4.0 Ac.Ft. represents approximately 0.38% of the annual estimated yield. The applicant will use the water applied for to water planted areas around their residence and for fire protection. A deed will be submitted to complete the chain of title of the present water right owner, William H. Long, to the applicants when the permit is ready for action.

Compared 1k/bs 1k/bs Applicant Arvin E. and Wanda L. Boerlin
Pro. 7/3/74 by D. A. Andersen s/ B. J. Vasey
Pro. upheld 12/13/74 Ruling #2011 By Vasey-Scott Engineering Company
2989 Highway 50 East
Carson City, Nevada 89701

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of Kings Canyon Creek, as heretofore appropriated under the Civil Decree of November 14, 1885 (Kings Canyon Creek et al), in the District Court of the Second Judicial District of the State of Nevada, in and for the County of Ormsby, is issued subject to the terms, conditions and irrigation period imposed in said decree and with the understanding that no other rights on the source will be affected by the change proposed herein.

This permit is also issued subject to the terms and conditions of the State Engineer's ruling dated December 13, 1974.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 4.0 acre-feet annually. ~~xxxxxx feet per second~~

Actual construction work shall begin on or before..... June 13, 1975

Proof of commencement of work shall be filed before..... July 13, 1975

Work must be prosecuted with reasonable diligence and be completed on or before..... June 13, 1976

Proof of completion of work shall be filed before..... July 13, 1976

Application of water to beneficial use shall be made on or before..... June 13, 1977

Proof of the application of water to beneficial use shall be filed on or before..... July 13, 1977

Map in support of proof of beneficial use shall be filed on or before..... July 13, 1977

Commencement of work filed..... JUN 11 1975
Completion of work filed..... JUL 30 1975
Proof of beneficial use filed.....
Cultural map filed.....
Certificate No. 9604 Issued 10-15-81
Recorded..... Bk..... Page.....

IN TESTIMONY WHEREOF, I, ROLAND D. WESTERGARD, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 13th day of December,

A.D. 1974

Roland D. Westergard
State Engineer